

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,

Plaintiff,

v.

ROSS HACK, and LELAND JONES,

Defendants.

2:12-CR-00063-PMP-CWH

ORDER

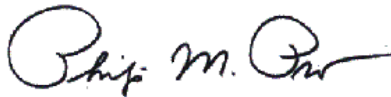
The Court has reviewed the proposed juror questionnaire submitted jointly by the parties, and discussed at the hearing conducted July 7, 2014 (Doc. #287). The Court has made revisions to the questionnaire it deems appropriate, and the approved juror questionnaire is attached to this Order. The attached questionnaire will be completed by a sufficient number of prospective jurors summonsed by the Court's jury administrator, and one copy per party of the completed questionnaires will be made available to counsel not later than 11:00 a.m. on Friday, August 15, 2014. This will enable counsel to review the prospective juror responses and discuss them with co-counsel and opposing counsel to assist them in reaching agreement as to whether particular jurors should be excused, or if they cannot so agree, to formulate their objections to any particular prospective juror. Counsel are reminded that no contact shall be made, directly or indirectly, with any prospective juror on behalf of any party to this case prior to jury selection on August 19, 2014.

1 The Court will convene with counsel for a further pre-trial conference on
2 Monday, August 18, 2014, at 8:30 a.m., in Courtroom 7C, at which the Court will consider
3 counsel's proposals, jointly or individually, as to which prospective jurors should be
4 excused based upon their responses on the juror questionnaires. At this hearing, counsel
5 shall also submit to the Court such further voir dire questions which counsel thinks should
6 be propounded to any or all prospective jurors at jury selection the following day.
7 Prospective jurors will not be present for this hearing on August 18. However, those
8 prospective jurors who are not excused will be present for jury selection on Tuesday
9 morning, August 19, at 8:30 a.m., following which trial will proceed before the jury
10 selected.

11 Counsel are further advised that all trial proceedings in this case will occur in
12 Courtroom 7C.

13 **IT IS SO ORDERED.**

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15 DATED: July 30th, 2014

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17 PHILIP M. PRO
18 United States District Judge
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QUESTIONNAIRE FOR PROSPECTIVE JURORS

United States v. Ross Hack and Leland Jones

2:12-CR-0063-PMP-CWH

The questions on this form are asked to help the Court and the lawyers learn something about your background and views on issues that may be relevant to your service as a juror in this case. The questions are not meant to invade your privacy, but to help select an impartial jury for this case. Please read each question carefully, and answer each question as fully as you can. If a question does not apply to you, write N/A (Not Applicable), rather than leave the question blank.

If you do not understand a question, need more space for your response or wish to make further comments about any question, please use the extra sheet attached to the back of the questionnaire. If you wish to discuss your response to any question with the Court and the attorneys during jury selection, please indicate you wish to do so next to that question. Do not discuss this case or questionnaire with anyone including your fellow jurors, and do not discuss this questionnaire or this case on any form of social media, including Facebook, Twitter, etc.

The case for which you are being questioned is United States v. Ross Hack and Leland Jones . Both Defendants are charged with the Murder of Daniel Shersty and Lin Newborn on July 4, 1998. The trial will commence with jury selection on Tuesday, August 19, 2014, at 8:30 a.m. It is estimated that trial will take approximately three to four weeks to complete.

The answers you provide on this questionnaire will be reviewed only by the judge, court personnel, the lawyers in the case and their staff. Neither your identity nor your answers will be released to the general public or the media, though you may be questioned about individual answers during the jury selection process. Your answers to this questionnaire are part of the jury selection process and will become part of the records of this court. Your answers must be truthful under the penalty of perjury.

Please do not write on the back of any page of this questionnaire. Please do not discuss your responses to this Questionnaire with anyone, including fellow prospective jurors. Do not do any research, such as searching on the internet, and do not make any investigation to try to learn about this case on your own. If you are selected as a juror, your verdicts must be based solely on the evidence presented to you at trial.

Thank you for your cooperation.

CONFIDENTIAL JUROR QUESTIONNAIRE**PRINT Your Full Name:** _____ **Juror #:** _____

1. Is English your primary language? ☐ YES ☐ NO If NO, what is your first language and where were you born?

2. Are you able to: Read English? ☐ YES ☐ NO Write in English? ☐ YES ☐ NO
3. In what city or town do you live? _____. How long have you lived in this city or town? _____
4. How long have you lived in Nevada? _____
5. In what other places outside of Nevada (if any) have you lived during the past ten (10) years?

6. How old are you? _____ Are you: ☐ Male ☐ Female
7. Please check (✓) the one box that best describes your ethnicity: ☐ African American/Black ☐ Asian
☐ Caucasian/White ☐ Hispanic ☐ Native American ☐ Other: _____
8. Regarding your employment, are you currently [check (✓) all that apply]: ☐ Employed full time
☐ Employed part time ☐ Employed more than one job ☐ Self-employed ☐ Unemployed
☐ Homemaker ☐ Retired ☐ Disabled ☐ Student ☐ Student & Employed full or part time
Other: _____
9. Please answer the questions below for your current job. If, for any reason, you are currently not working, please answer the questions below for the last job you held.
 - a. Name and location of your employer: _____
 - b. What is your job title? _____
 - c. For how long have/did you worked at this job? _____
 - d. Describe your job duties: _____

10. What other types of jobs have you held in the past? _____
11. Do you now, or have you ever, held a supervisory position? ☐ YES ☐ NO If YES, describe the type of work, when and the number of people supervised: _____

12. Regarding your education, check all the boxes below that apply to you. List all college degrees [including Associate degrees and certificates received]: ☐ Less than High School ☐ GED ☐ High School
☐ Trade School _____ ☐ Some College ☐ Associates Degree _____
☐ College Degree _____ ☐ Advanced Degree _____
☐ Other degrees and/or Certificates: _____

CONFIDENTIAL JUROR QUESTIONNAIRE**PRINT Your Full Name:** _____ **Juror #:** _____

13. What is your current relationship status? Are you (check only one box):

Single and...	Married and...	Widow(ed) and...
<input type="checkbox"/> Never married	<input type="checkbox"/> Never divorced	<input type="checkbox"/> Remarried (____ times)
<input type="checkbox"/> Living with someone	<input type="checkbox"/> Previously divorced (____ times)	<input type="checkbox"/> Now single
<input type="checkbox"/> Divorced (____ times)	<input type="checkbox"/> Currently separated	<input type="checkbox"/> Living with someone

14. What is the occupation of your spouse/partner and where does this person work?

15. What is this person's highest level of education and specific certification(s) or degree(s) received?

16. Please list the age(s), gender(s), level in school /occupation, and whether your children live with you:

AGE	GENDER	LEVEL IN SCHOOL OR OCCUPATION	LIVES WITH YOU?
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

17. Have you ever been in any branch of the armed forces of the United States (including the military reserves, National Guard or ROTC)?
- ☐
- YES
- ☐
- NO If YES, please list the branch of service, approximate years of service, highest rank achieved, and where you are/were stationed: _____

18. Have you ever served as a juror?
- ☐
- YES
- ☐
- NO If YES:

a. In what court(s) were you a juror? ☐ State Court ☐ Federal Court ☐ Other: _____

b. How many times have you served as a juror in a:

☐ Civil case _____ Times ☐ Criminal case _____ Times ☐ Grand Jury _____ Timesd. Where you ever the foreperson/presiding juror? ☐ YES ☐ NO

19. Check any of the following in which you have training, experience or education:

☐ Abuse (drugs, alcohol, physical, sexual, treatment programs, etc.)☐ Ethnic studies (professor, teacher, student, agency, etc.)☐ Law (attorney, clerk, judge, paralegal, etc.)☐ Law enforcement (prison, jail, detention center, probation, security, police officer, investigator, etc.)☐ Medical (doctor, nurse, paramedic, hospital, etc.)☐ Mental health (psychologist, counselor, social work, social service agency, etc.)

If you checked any box(es), please explain: _____

CONFIDENTIAL JUROR QUESTIONNAIRE**PRINT Your Full Name:** _____ **Juror #:** _____

20. Do you have any special knowledge, education or experience in any of the following (check all that apply):
☐ Deoxyribonucleic Acid (DNA) ☐ Firearms ☐ Fingerprinting ☐ Forensics ☐ Identification
 If you checked any box(es), please explain: _____

21. Do you own/keep firearms in your home? ☐ YES ☐ NO Why or why not? _____

22. The government has charged the defendants in this case with violating federal firearms statutes. Do you have any feelings about the laws prohibiting the use of firearms during violent crimes that would affect your ability to be an impartial juror in this case? Yes ____ No ____ If Yes, please explain: _____

23. Have any of you ever witnessed a violent crime? ☐ YES ☐ NO If YES, briefly explain: _____

24. Have you or anyone close to you ever experienced any violent crime(s)? ☐ YES ☐ NO If YES, briefly explain: _____

25. If so, was there any arrest(s) or prosecution? ☐ YES ☐ NO If YES, what were your (or other person's) feelings about the outcome of this situation? _____

26. Other than a traffic ticket, have you or anyone close to you ever been accused, investigated, arrested, tried, convicted, or exonerated of a crime? ☐ YES ☐ NO If YES, who and briefly explain the situation: _____

27. Do you have any feelings toward any racial or ethnic group which would cause you to judge a member of the group differently than you would judge a member of your own racial or ethnic group? Yes ____ No ____ If Yes, please explain: _____

CONFIDENTIAL JUROR QUESTIONNAIRE**PRINT Your Full Name:** _____ **Juror #:** _____

28. How would you feel about an acquaintance, friend, or family member being involved in an interracial relationship? I approve _____ It makes me uncomfortable _____ I accept it _____ I disapprove _____
29. Do you have any neighbors who are of a different race than your own? Yes ____ No ____ If Yes, how do you feel about having neighbors of a different race? If No, how would you feel about having neighbors of a different race? _____

30. Do you know or have you ever met anyone who belonged to a group or organization that is/was referred to by law enforcement or society as a "gang"? ☐ YES ☐ NO If YES, briefly explain: _____

31. Have any you, or to your knowledge, any member of your family had an especially positive or negative experience with any group or organization that is/was referred to by law enforcement or society as a "gang"? ☐ YES ☐ NO If YES, briefly explain: _____

32. What does the term, "skinhead", mean to you? _____

33. Have you ever met or known anyone who was a member of a "skinhead" organization? ☐ YES ☐ NO If YES, whom do you know and what are your feelings and opinions about the person/organization: _____

34. Have you ever heard of or read about a group called the "Hammerskins"? ☐ YES ☐ NO If YES, would you say that your feelings or opinions about the "Hammerskins" group or individuals who identify themselves as a "Hammerskins" member: ☐ Positive ☐ Negative ☐ Neutral ☐ Never heard of? Briefly explain what you know about this group and why you feel the way you do: _____

CONFIDENTIAL JUROR QUESTIONNAIRE**PRINT Your Full Name:** _____ **Juror #:** _____

35. Have you ever heard of or read about a group called the "Skinheads Against Racial Prejudice" or "SHARPS"? ☐ YES ☐ NO. If YES, would you say that your feelings or opinions about "SHARPS" are: ☐ Positive ☐ Negative ☐ Neutral ☐ Never heard of? Briefly explain what you know about this group and why you feel the way you do: _____

36. Have you heard of or read about an ideology called Christian Identity or Christian Identity skinheads? ☐ YES ☐ NO. If YES, would you say that your feelings or opinions about Christian Identity or Christian Identity skinheads are: ☐ Positive ☐ Negative ☐ Neutral ☐ Never heard of? Briefly explain what you know about Christian Identity or Christian Identity skinheads and why you feel the way you do: _____

37. What does the term or phrase, "meth-head", mean to you? _____

38. Have you ever met or known anyone who was a methamphetamine user or dealer or enforcer or cook? ☐ YES ☐ NO. If YES, what are your feelings, experiences and opinions with that person or persons: _____

39. Do you believe that a person who has entered into a plea agreement with the government and who has agreed to testify should not be believed simply because he or she has entered into a plea agreement with the government? Yes ___ No ___ Not Sure ___. If yes, please explain: _____

CONFIDENTIAL JUROR QUESTIONNAIRE**PRINT Your Full Name:** _____ **Juror #:** _____

40. Have you, or has a close friend or relative, ever had a negative or positive experience with the Las Vegas Metropolitan Police Department, the Federal Bureau of Investigation or with another law enforcement agency? Yes ____ No ____ If Yes, please explain: _____

41. You may hear testimony from federal Bureau of Land Management personnel. Do you have any negative feelings about the Bureau of Land Management or opinions about its ownership of land that would impact your ability to be a fair and impartial juror in this case? Yes ____ No ____ If Yes, please explain: _____

42. You may hear testimony in this case from law enforcement officers and government employees-- specifically, officers and detectives with the Las Vegas Metropolitan Police Department, which is commonly referred to as the LVMPD or "Metro") or agents with the Federal Bureau of Investigation, which is commonly referred to as the FBI. Do you have any beliefs about, experience with, or opinion regarding these law enforcement agencies, or law enforcement officials in general, that would make it in any way difficult for you to be a fair and impartial juror in this case? Yes ____ No ____ If Yes, please explain: _____

43. In this case, defendants Ross Hack and Leland Jones are accused of charges pertaining to the 1998 murders of Lin Newborn and Daniel Shersty. What, if anything, do you remember reading, hearing, seeing, or discussing about Ross Hack and/or Leland Jones and the deaths of Lin Newborn and Daniel Shersty? _____

44. Approximately how many times do you remember reading, hearing, seeing, or discussing anything about Ross Hack and/or Leland Jones and the deaths of Lin Newborn and Daniel Shersty?
☐ None ☐ 1-5 ☐ 5-10 ☐ More than 10

CONFIDENTIAL JUROR QUESTIONNAIRE**PRINT Your Full Name:** _____ **Juror #:** _____

45. Based upon what you remember reading, hearing, seeing, or discussing about Ross Hack and/or Leland Jones and the deaths of Lin Newborn and Daniel Shersty, what opinion(s), if any, have you formed as to the innocence or guilt of:

(a) Ross Hack ? ☐ Definitely guilty ☐ Guilty ☐ Not guilty ☐ Definitely not guilty ☐ Don't know/not sure;

(b) Leland Jones? ☐ Definitely guilty ☐ Guilty ☐ Not Guilty ☐ Definitely not guilty ☐ Don't know/not sure

Please explain _____

46. What, if anything, do you remember reading, hearing, seeing or discussing about John Butler (sometimes referred to as "Jackie" or "Polar Bear") and the 1998 murders of Lin Newborn and Daniel Shersty? _____

47. Approximately how many times do you remember reading, hearing, seeing, or discussing anything about John Butler ("Jackie" or "Polar Bear") and the 1998 murders of Lin Newborn and Daniel Shersty?

☐ None ☐ 1-5 ☐ 5-10 ☐ more than 10

48. Based upon what you remember reading, hearing, seeing, or discussing about John Butler (referred to sometimes as "Jackie" or "Polar Bear") and the 1998 murders of Lin Newborn and Daniel Shersty, what feelings do you have or opinions have you formed about what you have read, heard, seen or discussed?

49. Have you ever known anyone who was murdered? ☐ YES ☐ NO If YES, please tell us about that situation: _____

50. Have you ever seen or read/heard anything about the movie "American History X"? ☐ YES ☐ NO If YES, What are your feelings about this movie? _____

CONFIDENTIAL JUROR QUESTIONNAIRE**PRINT Your Full Name:** _____ **Juror #:** _____

51. Do you watch CSI, Forensic Files, Cold Case Files, or any other crime/forensic/police/legal shows on t.v.?
☐ YES ☐ NO If YES, which ones? _____

52. If you listen to talk radio, what programs do you regularly listen to? _____

53. Name three public figures (alive or dead) you most admire most and please tell us why.

(1) _____

(2) _____

(3) _____

54. Name three public figures (alive or dead) you least admire least and please tell us why.

(1) _____

(2) _____

(3) _____

55. Do you have any specific health problems or take any medications that might make it difficult for you to sit as a juror and listen attentively to this case? Yes___ No___ If Yes, please explain: _____

56. Do you hold any religious, moral, or ethical beliefs that would interfere with your ability to serve as a fair juror in this case? If so, please explain: _____

57. Do you use any of the following social media sites or apps? Please check (✓) those you use regularly [at least 2-3 times/week]: ☐ Facebook ☐ Twitter ☐ Instagram ☐ Linkedin ☐ Pinterest ☐ Tumblr
☐ Google Plus+ ☐ Flickr ☐ MySpace ☐ Tagged ☐ Ask.fm ☐ Classmates ☐ Other: _____

58. What is the best book you have ever read? _____

59. What are your 3 favorite television shows? (1) _____

(2) _____ (3) _____

CONFIDENTIAL JUROR QUESTIONNAIRE

PRINT Your Full Name: _____ **Juror #:** _____

60. In group situations where you do not know the other people very well, are you usually [check (✓) only one]: ☐ A leader ☐ A follower ☐ A team player

61. To which unions or civic, social, political, professional, or religious organizations do/have you belonged?

62. As a general rule, which of the following best describes you?

☐ Very conservative ☐ Conservative ☐ Moderate ☐ Liberal ☐ Very liberal ☐ Other: _____

63. This trial is expected to last up to 4 weeks. Understanding that jury service is a hardship on virtually everyone, is there anything in your life that would prevent you from serving as a juror for 4 weeks? ☐ YES

☐ NO

If YES, briefly explain: _____

64. Is there anything about which you would like to speak privately with the judge and attorneys in this case?

☐ YES ☐ NO If YES, briefly explain: _____

CONFIDENTIAL JUROR QUESTIONNAIRE

PRINT Your Full Name: _____ **Juror #:** _____

PLEASE USE THE FOLLOWING SPACE TO COMPLETE YOUR ANSWER(S) TO ANY QUESTIONS IN THIS QUESTIONNAIRE. REMEMBER TO INDICATE THE # OF THE QUESTION YOU ARE ANSWERING:
